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DEPARTMENT OF HEALTH, MEDICAL EDUCATION & FAMILY WELFARE

NOTIFICATION

8th May, 2020

File No- 16/ Khadya (Vividh)-12-06/2017- 84(16) --WHEREAS, 41 samples of Pan Masala of different brands, namely Pan Parag Pan Masala, Shikhar Pan Masala, Rajnigandha Pan Masala, Dilruba Pan Masala, Raj Niwas Pan Masala, Musafir Pan Masala, Madhu Pan Masala, Bimal Pan Masala, Bahar Pan Masala, Sehrat Brand Pan Masala, Pan Parag Premium Pan Masala etc. were collected from different districts of Jharkhand for test and analysis during the year 2019-2020. And, all the samples were found to contain magnesium carbonate as an ingredient in it;

AND WHEREAS, 41 samples of Pan Masala collected under the provisions of the Food Safety Standards Act, 2006 (34 of 2006), were found to contain Magnesium Carbonate as an ingredient;

AND WHEREAS, it is found as per scientific research that consumption of Pan Masala for years together leads to Acute Hyper Magnesia and sometime leads to cardiac arrest;

AND WHEREAS, Pan Masala is an article of food which contains Magnesium Carbonate as an ingredient contravenes the Food Safety and Standards (Food Products Standards and Food Additives), Regulations, 2011;

AND WHEREAS, it is expedient in the interest of public health to prohibit the manufacture, storage, distribution or sale of Pan Masala containing Magnesium Carbonate in the State of Jharkhand;

AND WHEREAS, the Commissioner of Food Safety for Jharkhand State is empowered under Section 30(2) (a) of the Food Safety and Standards Act, 2006 to prohibit for one year, in the interest of public health, the manufacture, storage, distribution or sale of any article of food in the whole of State;

AND WHEREAS, it is one of the primary duties of the State, interalia, to improve public health, as a matter one of the directive principles as enshrined in the article 47 of the Constitution of India and, Whereas, it implicitly includes the concept of provision of measures to be taken for prevention of deterioration of citizens' health;

THEREFORE, I, Nitin Kulkarni, Commissioner of Food Safety, Government of Jharkhand, in exercise of the powers conferred by clause (a) of sub-section (2) of section 30 of Food Safety and Standards Act, 2006 (34 of 2006), prohibit in the interest of public health for a period of one year from the date of issue of the notification, the manufacture, storage, distribution or sale of following Pan Masala brands, namely (1) Pan Parag Pan Masala, (2) Shikhar Pan Masala, (3) Rajnigandha Pan Masala, (4) Dilruba Pan Masala, (5) Raj Niwas Pan Masala, (6) Musafir Pan Masala, (7) Madhu Pan Masala, (8) Bimal Pan Masala, (9) Bahar Pan Masala, (10) Sehrat Brand Pan Masala, (11) Pan Parag Premium Pan Masala containing Magnesium Carbonate as ingredients, by whatsoever name these are available in the market and any other products whether packaged or unpackaged in whole of the State of Jharkhand.

Any violation of this order shall entail strict action under the appropriate sections of the Food Safety and Standards Act, 2006 and the Indian Penal Code, 1860.

By the order of the Governor of Jharkhand

Dr. Nitin Kulkarni,
Principal Secretary-cum-
State Food Safety Commissioner
